G R S App F IX 4]

Previous References

194 / -42 —
(Mi)

File No 108-42
Serial Nos 3

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Nil

Part B for Aug 42

SUBJECT

Sanctions the Remission of a Khandag khis of Rs 2087-- to M/s Sir Dorabji, Ambachang, Shaw & Chaneanagarkar

S.O. R & L. 1102-87 M 10-8-42-3-g 27. 7 42

Dte D & Hasan
Comptroller

Dy Secy 27/8/42

Remission of Shandy Rent due to the Channarayapatna Mun[illegible]

General and Revenue Secretariat | HL File No 108 of 1941 | [App F III-2

Serial No

Letter no HL C 4903/41 dated 5-8-42 from the Deputy Commissioner, Hassan Dist requesting Sanction to the proposal of the Channarayapatna Minor Municipal Council to remit a Sum of Rs 205/- out of the Shandy Rent due from one M/s G Dasappa to /- Said md

2) The records reveal the following facts-

(1) The right of collecting Shandy fees during the year 1939-40 (Fasl) the local Municipal Shandy was

Flag B sold on public auction by the Channarayapatna Minor Municipal Council to one M/s

Flag H G Dasappa A Muchilaka has been executed by the party in this behalf

Flag E 2) Subsequently the contractor petitioned to the President of the H[illegible] B[illegible] that he had incurred a loss amounting to Rs 698-10-3 on account of the following reasons -

(a) There was an out-break of Plague during the year

(b) The Cart-loads of Rage coming to the Shandy from Nagamangala and other places had stopped due to bad harvest

(c) Existence of new Shandies in the surrounding areas

3) It may be noted in this connection

NOTE—Cont Sheet

VDC 1 —GPL— 600— 3 10 41

Remission of Shandy Khist - due to the Chennarayapatna Municipality

M File No 108 of 1941

General and Revenue Secretariat

Serial No

that the reasons put forth by the contractor are those that a business man should ordinarily be prepared to meet. Though there was an outbreak of plague the holding of the Shandy does not appear to have been prohibited (in which case the claim for remission would have been reasonable). He has also stated that the carts carrying Ragi from Nogamangala and other parts stopped away on account of bad harvest. This point is difficult to be assessed. Even if it is true, it cannot perhaps be considered as a valid ground for claiming remission. As to the opening of new Shandies in the immediate neighbourhood of the one in question the records do not clearly show whether they came into existence after Mr Basappa had entered into his business.

4) Under Rule 2 of the rules regulating the remissions and writes off by Md Govt it is laid down that the contractors should be held liable according to the terms of their agreements and remissions should never be granted except in cases

Mag A

75-49 Remissions of Shandy Kists due to the Channarayapatna Municipality

General and Revenue Secretariat | 17L File No 108 of 1941 | [App F III-2

Serial No	
	in which the lessee or the contractor has unduly suffered on account of unforeseen events beyond his control. The Channarayapatna Municipal Council have resolved that a sum of Rs 200 (which roughly forms one-fourth of the loss incurred by the contractor vide flag C containing the resolution of the Municipal Council) may be remitted.
Flag I	b) The D C Hassan Dist has recommended that the above resolution of the Municipal Council may be sanctioned. Submitted for orders.
	Kum 16/7/42
	Law Secy 16/7/42
	8) May be sanctioned.
	Mem dated 20/7/42
	21/7/42
	22-7-42

SECY LAW DEPT. 624 10 JULY 1942 GOVT. MYSORE

OFFICE OF THE MINISTER FOR L. S. G. & P. H. Date 21-7-42 No 754

NOTE—Cont Sheet

WD 041 5—GPB—5 000—23 10 41

7547/2 1754

AC File No. 108 of 1942 | General and Revenue Secretariat

Serial No

Submitted herewith a draft G.O. for approval

Sd/- 21/7/42

Yours faithfully

TYPE SE N
25 JULY 1942
GEN S

To

The D.C. Hassan Dist.-
The Comptroller & Sons-
Memo No. 1102-3 dated 27-7-42
Sanctioning the recommendation
of the Dy. Comr., Hassan Dist.-

Sd/- B
5529/17

7549/L

Office of the Deputy Commissioner,
Hassan District,
Dated Hassan, the 5th June 1942

No M1 C 4903/41
Quelsone file

From

N S Hirannayya, Esq , M A ,
Deputy Commissioner, Hassan District

To

C Narayanaswami Naidu, Esq , B A ,B L ,
Secretary to Government, Law Department,
B a n g a l o r e

SECY. LAW DEPT. 3 JUNE 1942 COMMR. MYSORE

Re remission of Rs 200/- out of the Shandy Khist due from Mr G Dasappa to the Chennaraypatna Municipality

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I have the honor to state that the right of collecting shandy fees for 1939-40 was sold in public auction on 20th May 1939 and the final bid stood ~~xxx20thxMayxx1939xxandxthexf~~ at Rs 3215/- Subsequently Messrs Azeez Khan and Narasegowda, applied to the President, Municipal Council, stating that the sale may be held again and that their first bid would be Rs 3500/- and Rs 3600/- respectively A resale was held and the final bid was knock-ed down at Rs 4350/ by Mr G Dasappa He has executed a registered agreement and one Mr H Lingegowda of Honnamarnahalli, Nuggihalli Hobli, has stood a surety to the former

Later on, the contractor presented a petition to the President, Municipal Council on 17th April 1940 stating that he has incurred loss due to the opening of a new shandy at Kalkere, want of supply of ragi and other produce from Nagamangala parts as in the previous years, and the out-break of Plague in Chennarayapatna and praying for the remission of the loss

It could be seen from the accounts furnished by the Contractor that his net earnings from the shandy fees is Rs 3651-5-9 as against the bid of Rs 4350-0-0 resulting in a loss of Rs 698-10-3 The Municipal Council have also audited this account

The contractor is due to the Municipality to the extent of Rs362-8-0 with accured interest thereon The Municipal Council have resolved at their meeting held on 5th December 1941 that a sum of Rs 200/- may be remitted

I therefore recommend that sanction of Government may kindly be obtained to remit Rs 200/-out of the Accounts of the Municipality, due from the aforesaid Mr G Dasappa, towards the Shandy Khist

The vernacular records received from the Sub Division Officer, Hassan Sub Division, received with his No C3 1586/40 dated 18th May 42

is herewith enclosed for favour of kind perusal.

I have the honor to be,
Sir,
Your most obedient servant,

for Deputy Commissioner,
Nagaon District,
Absent ffrom Head Quarters

Ctha

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Read -

Letter No.Ml.C.4903/41 dated 5th June 1942 from the Deputy Commissioner, Hassan District, stating that the Channarayapatna Minor Municipal Council had leased out for Rs.4350/- the right of collecting the shandy fees at the local Municipal shandy during the year 1939-40, to one Mr.G.Basappa and that as the contractor incurred a loss of Rs.f98-10-3 due to some unforeseen causes, the said Municipal Council have resolved to remit a sum of Rs.200/- (two hundred only) out of the whist amount due to them from the said contractor and recommending, in the circumstances stated, sanction thereto.

Order No. L 1102-3 Ml 108 42-3

Dated, Bangalore, 27th July 1942.

S A N C T I O N E D.

for Secretary to Government,
Law Department.

To

The Deputy Commissioner, Hassan District, with records,

The Comptroller to Government

G R S App F VI—G 2]

SUBJECT

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3 copies

Diary No of letter replied to

Section MP

File No 108-42

Serial No 3

General and Revenue Secretariat

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the *193*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 27.7.42 193

Signed by Rs G R Rao

Read— Letter no HI C 4903/41, d 5-6-42 from the D C Hassan brl- stating that- the Channarayapatna munsq md d had leased and [redacted] for Rs 4350/- the right of collecting the Shandy fees at the local Shandy during the year 1939-40, to one HV G Basappa and that as the Contractor incurred a loss of Rs 698-13-3 due to some unforeseen Causes, the said md d had requested to remit a sum of Rs 300/- (three hundred only) out of Rs [redacted] amount—

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

[illegible] to them from [illegible]
and recommending, in the circumstances stated, Sanction thereto

order no. 1102-3

Sanctioned

for Secy to Govt
Law Dept

To The D C Hassan Govt
The Comptroller to Govt

List of Enclosure

Copied by

Examined by

WD 0158—GPB—15 000—13-8-34